

COPY

**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

COUNTY OF LaSALLE, ILLINOIS, DEPARTMENT)
OF HIGHWAYS and CITY OF STREATOR,)
ILLINOIS,)

Petitioners,)

v.)

No. T04-0069

BURLINGTON NORTHERN AND SANTA FE)
RAILWAY COMPANY and STATE OF ILLINOIS)
DEPARTMENT OF TRANSPORTATION,)

Respondents.)

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Illinois Commerce Commission
RAIL SAFETY SECTION

Petition for an order of the Illinois Commerce)
Commission authorizing the replacement of the)
structure where E. Broadway Street goes over)
the tracks of the Burlington Northern Santa Fe)
Railway Company and the SB Warehousing, Inc.)
in Streator, LaSalle County, Illinois apportioning)
costs thereof and directing an appropriate portion)
thereof to be borne by the Grade Crossing)
Protection Fund.)

**THE BURLINGTON NORTHERN AND SANTA FE
RAILWAY COMPANY'S FIRST SET OF INTERROGATORIES
DIRECTED TO PETITIONER CITY OF STREATOR, ILLINOIS**

Now comes respondent, The Burlington Northern and Santa Fe Railway Company ("BNSF"), by its attorneys, Kenneth J. Wysoglad & Associates and pursuant to 83 Illinois Administrative Code §200.360(c) propounds the following interrogatories to be answered under oath by petitioner, City of Streator, Illinois within twenty-eight (28) days of service hereof:

1. State the full name, business address, title and/or position of the person or persons signing these answers to interrogatories and the name, business address, title or occupation of all persons who were consulted or who provided information in response to any of these said interrogatories.

ANSWER:

DOCKETED

2. State all sources of funding to be utilized by petitioners for all aspects of the removal of the existing East Broadway Street overpass structure and its replacement with another vehicular overpass structure as set forth in paragraph 2 of petitioner's petition, including but not limited to funding for demolition, preliminary and final engineering, land acquisition and construction.

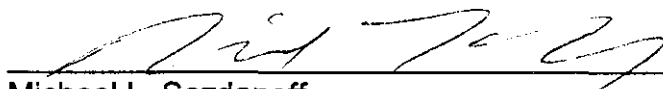
ANSWER:

3. Has petitioner, County of LaSalle, Illinois and/or petitioner, City of Streator applied for Federal-aid funding for any portion of the cost associated with removal of the existing East Broadway Street overpass structure and/or its replacement as referred to in paragraph 2 of the petition. If yes, please state:

- a. When application for Federal-aid funding was made by petitioner, LaSalle County, Illinois and/or petitioner City of Streator;
- b. Whether any such Federal-aid funding application has been approved;
- c. If any such Federal-aid funding application has not been approved, please state the status of such Federal-aid funding application.

ANSWER:

KENNETH J. WYSOGLAD & ASSOCIATES


Michael L. Sazdanoff

Michael L. Sazdanoff
Kenneth J. Wysoglad & Associates
Attorneys for Respondent
The Burlington Northern and Santa Fe Railway Company
118 S. Clinton Street, Suite 700
Chicago, Illinois 60661
(312) 441-0333

PROOF OF SERVICE

Michael L. Sazdanoff, being first duly sworn on oath, deposes and says that on the 25 day of NOVEMBER, 2004, he caused to be served, a true and correct copy of **THE BURLINGTON NORTHERN AND SANTA FE RAILWAY COMPANY'S FIRST SET OF INTERROGATORIES DIRECTED TO PETITIONER CITY OF STREATOR, ILLINOIS** upon:

Mr. Lawrence J. Kinzer
LaSalle County Highway Department
P.O. Box 128
1400 North 27th Road
Ottawa, IL 61350

Mr. Ray Schmitt
Mayor, City of Streator
204 S. Bloomington Street
Streator, Illinois 61364-2903

Ms. Pamela K. Leonard
Clerk, City of Streator
204 S. Bloomington Street
Streator, Illinois 61364-2903

Mr. Victor A. Modeer, Director of Highways
ATTN: Mr. Jeff Harpring
Illinois Department of Transportation
2300 S. Dirksen Parkway, Suite 205
Springfield, IL 62764

Mr. Henry Humphries
Railroad Staff
Illinois Commerce Commission
527 E. Capitol Avenue
Springfield, Illinois 62701

by depositing same in the U.S. Mail depository located at Adams and Clinton Streets, Chicago, Illinois in an envelope(s) with first-class postage, prepaid.

